

staff are reminded of the prohibition on accepting more than \$75, aggregated per calendar year, in gifts from a legislative agent.⁹ A legislative agent or employer of a legislative agent who provides a gift valued at more than \$25, must report the Member or legislative employee as the recipient of a gift on their corresponding Activity and Expenditure Report.¹⁰ In turn, a Member or legislative employee whose name appears on a lobbying expenditure report will include this information on his or her financial disclosure statement, under *Section 11: Non-disputed Information*.

A. Charitable Fundraisers – Tickets:

A non-political fundraiser is one held by a non-profit charitable organization. A ticket to a non-political fundraiser where the source of the ticket is the entity hosting the event is not a gift for lobbying or financial disclosure reporting purposes.¹¹ However, Members and legislative staff are reminded that a complimentary ticket to a non-political fundraiser where the source of the ticket is a third party is a gift.¹² Where the source of the complimentary ticket is a third party, the value of the ticket is the portion of the ticket price that is not a tax-deductible charitable donation.¹³

B. Political Fundraisers – Tickets:

Regarding the acceptance and reporting of tickets to political fundraisers, Members and legislative employees are reminded that a ticket to a political fundraiser given to a Member or legislative staff by a person other than the candidate or committee on whose behalf the fundraiser is being held is a gift.¹⁴ The value of which, is the actual face value of admission.¹⁵ However, complimentary attendance at a political fundraising event is not considered a gift if the source of the complimentary admission is the candidate/committee hosting the event.¹⁶

C. Reporting of Social Events Held by the Political Parties During the Political Conventions:

During the political conventions, the national (RNC/DNC), state (Ohio Republican Party/Ohio Democratic Party), and/or local political parties will also likely hold non-fundraising social events as part of the political conventions. The costs incurred for the social events may be offset by financial support provided to the national, state, or local political parties from third parties, including those who are registered lobbyists or the employers of registered lobbyists. Where the Member or legislative employee is invited by a national, state, or local political party to attend the event hosted by the party, the source of the gift for financial disclosure statement reporting purposes is the party organization hosting/inviting the Member

Therefore, the amount of the gift must be added to the amount, if any, of the gift received by the Member or employee.

⁹ R.C. 102.031(C)(3); § 5(C) Legislative Code of Ethics.

¹⁰ Admin. Code 101-9-01(D)(2).

¹¹ 2000 JLEC Advisory Op. 2000-002; See R.C. 102.02(A)(2)(g).

¹² 2014 JLEC Advisory Op. 2014-003; See R.C. 102.02(A)(2)(g).

¹³ 2014 JLEC Advisory Op. 2014-003.

¹⁴ *Id.*

¹⁵ 2000 JLEC Advisory Op. 2000-002.

¹⁶ *Id.*

or legislative reportable person. Mere financial support provided by sponsors to the national, state, or local political parties does not trigger financial disclosure or lobbying reporting by those sponsors.

IV. *Prohibition – Travel:*

Members and legislative staff are prohibited from accepting travel expenses¹⁷ from a legislative agent **except actual travel expenses related to official duties**, which Members and legislative employees must identify under *Section 8: Travel* on their financial disclosure statement.¹⁸ Travel payments or reimbursements made to a Member or legislative employee for attendance at a presidential national convention **are not incurred in connection with their official duties**. As such, except for each car trip under 50 miles one way, Members and legislative staff are prohibited from accepting actual transportation/lodging expenses from a legislative agent for any travel related to attendance at a political convention.¹⁹

Please note that travel expenses paid for or reimbursed **by a campaign committee** are not considered gifts for financial disclosure purposes. These reimbursements will be reported in campaign finance reports, thus serving the public interest of full and fair disclosure. Reasonable, ordinary, necessary and verifiable expenses for a candidate/officeholder and spouse to attend a party's national convention are considered to be legitimate campaign fund expenditures.²⁰

¹⁷ For ethics purposes, travel is defined as lodging and any transportation by airplane, train, or common carrier regardless of the distance and any transportation by automobile, for each trip which exceeds 50 miles per trip, one way. Lodging encompasses the following: (1) A stay of one or more nights in a commercial establishment or (2) A stay of one or more nights in a noncommercial private dwelling. As to noncommercial private dwellings, this includes residences owned in whole or in part by a legislative agent. See 1997 JLEC Advisory Op. 97-006.

¹⁸ R.C. 102.031(C)(1); R.C. 102.03(H); § 5(B)(1) Legislative Code of Ethics.

¹⁹ If a Member or legislative employee accepts travel from a non-prohibited source, he or she will report the entity as the source of a gift.

²⁰ Ohio Elections Commission Advisory Opinion 96ELC-09, available at <http://elc.ohio.gov/AdvisoryOpinion/96ELC-09.pdf>.

From: Gongwer News Service
Sent: Monday, August 1, 2016 2:42 PM
To: Derksen, Nick
Subject: Ohio Report, Monday, August 1, 2016
Attachments: Aug1.htm; Aug1House.htm; Aug1Senate.htm;
160801dayplan.htm



GONGWER Ohio
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Ohio Report for Monday, August 1, 2016

Following JCARR Discussion, Dietitians, ODA To Continue Talks On Senior Food Programs

State Still Seeking Lethal Drugs With Next Execution Set For January; Lawmakers Look To Alternatives

Trump, Clinton At Odds During Columbus Campaign Stops

GOP Lawmakers Tout Model Suicide Prevention Legislation, Contemplate Charter School Industry Structures At ALEC Event

Husted Urging Changes In Special Election Laws

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Volume #85, Report #147 -- Monday, August 1, 2016

Following JCARR Discussion, Dietitians, ODA To Continue Talks On Senior Food Programs

Dietitians argued Monday that current and pending administrative rules could impair nutrient adequacy and lack adequate food safety guidelines for senior citizens.

Representatives of the Ohio Academy of Nutrition and Dietetics told the Joint Committee on Agency Rule and Review their concerns have not been completely addressed by rule changes put forth by the Department of Aging. (Agenda)

At the same time, they thanked the department for taking their feedback into account, even if all their proposed changes were not adopted during the rulemaking process.

"We're not going to let this go," OAND State Policy Representative Pat McKnight said. "We'll meet with the department and go over these (issues) but we just wanted to make you all aware this issue is not solved."

In the end, JCARR members did not act on the rule, which allows it to proceed toward implementation.

Following a "productive" meeting with the department last week, interested parties are next scheduled to meet in six months to continue the discussion, Ms. McKnight said. But at the urging of Rep. Cheryl Grossman (R-Grove City), ODA Policy Development Manager Tom Simmons said the department would be agreeable to moving that meeting up to take place within two months.

The testimony came in response to a rule package including 19 proposed rules and 18 other rules to be rescinded pertaining to nutrition programs under the Older Americans Act. The rules would pertain to AAA providers, which include local area aging agencies.

Specifically, the groups are concerned with Rule 173-4-5 and Rule 173-4-5.2, which establish general requirements for nutrition projects and home-delivered meal projects respectively.

Part of the concern centers on the one-third federal dietary reference intake for meals, which requires a minimum of one-third of one's meals provided through OAA funding meet nutritional requirements. Ms. McKnight said the new rule along with existing federal law does not provide enough information to ensure the one-third requirement is met. She said it also prohibits the use of leader nutrients, which dietitians had formerly used as a workaround to meet those requirements.

"It's not that the dietitian wouldn't want to do it," she said of compliance. "There is no way he or she could do it because the data's simply not available."

Ms. McKnight also contended that the new rules include no standards for non-therapeutic menus - healthy diets not tailored to a specific patient. More providers, she said, are using such menus to cut down on their clients' intake of carbs or sodium. And she questioned the department's claim that it has no ability to develop or enforce food safety standards for such providers.

Mr. Simmons said the department lacks jurisdiction in modifying the federal OAA. But he said the department is committed to having an ongoing dialogue with stakeholders.

"The number one goal of our entire project is to remove the overbearing regulation within these rules and with that make it easier to do business," Mr. Simmons said.

OAND State Regulatory Specialist Kay Mavko said the group plans to continue to engage the department and lawmakers on these issues.

"We are committed to working on this," Ms. Mavko said. "We don't want to let it go. We realize the department is limited in what it has the authority to do and what the rulemaking process allows it to do, but we still have some concerns."

State Still Seeking Lethal Drugs With Next Execution Set For January; Lawmakers Look To Alternatives

Ohio's next scheduled execution is now less than six months away, yet the state hasn't been able to obtain at least one drug typically used in the lethal injection process since 2013.

The state is still trying to acquire drugs used to carry out executions, according to JoEllen Smith, a spokeswoman for the Department of Rehabilitation and Corrections.

"DRC continues to seek all legal means to obtain the drugs necessary to carry out court ordered executions," she said. "This process has included multiple options."

Without the drugs necessary, the state could be forced to again delay the execution of Ronald Phillips, who was convicted of the 1993 murder of a 3-year-old girl. He is one of 26 people scheduled to be executed by the state in the coming years.

Mr. Phillips has had several execution dates, the most recent of which was Jan. 21, 2016. He had a 2014 execution date that was delayed after the botched execution of Dennis McGuire, who gasped for air at times over a 25-minute process carried out for the first time in Ohio with a two-drug cocktail.

That concoction - a mixture of midazolam, a sedative, and hydromorphone, a narcotic painkiller - was used for the first time because in the fall of 2013 European

pharmaceutical companies blocked the sale of pentobarbital, which was previously used in the lethal injection process.

In the wake of Mr. McGuire's execution - which the state said caused no pain - a federal judge in May 2014 issued a moratorium on the death penalty in Ohio, which was later extended until Jan 15, 2015.

Shortly before the moratorium expired, the state announced that it would abandon the use of the two-drug mixture and instead use thiopental sodium, which was utilized in executions from 1999 to 2011.

However, in October, the state announced that it was again delaying all executions, with 2017 as the earliest date. (See Gongwer Ohio Report, October 20, 2015)

Gov. John Kasich also signed legislation (HB663, 130th General Assembly) in December 2014 to shield the identities of execution-drug makers.

Sen. Bill Coley (R-Liberty Twp.) laid blame for the state's inability to secure the drugs necessary to carry out an execution at the feet of the administration of President Barack Obama.

"The Obama administration chooses not to enforce marijuana laws, which then lead to states legalizing medical marijuana," he said. "Strangely enough they go beyond what they are authorized to do relative to execution drugs."

Nonetheless, he expressed hope that once a new administration takes office on Jan. 20, it will make it easier to secure drugs necessary to carry out executions.

Current state law allows for executions to be carried out only through lethal injection. However, one panel led by Sen. Coley is exploring alternate forms of execution.

The Joint Legislative Study Committee on Victims' Rights in March heard testimony from Matt Kanai, general counsel for the law enforcement division in the attorney general's office, on ways other states are dealing with the lack of lethal injection drugs. (See Gongwer Ohio Report, March 10, 2016)

Sen. Coley said he is intrigued by nitrogen hypoxia as a form of execution, which Oklahoma has recently added as an option to carry out the death penalty.

He said the death would be similar to that caused by a decompressed plane cabin and added he believes it would not be deemed cruel or unusual by the courts. However, he said he would prefer to let the issue work its way through the justice system, which could take two to four years, before moving forward with it as a form of execution in Ohio.

The abolishment of the death penalty, though, is not on the table for Sen. Coley.

"The one great thing about the death penalty is there is zero recidivism," he said. "There are truly evil people in this world and it's our duty to eradicate them from the face of the planet. The death penalty has been an effective tool to that end."

However, Abe Bonowitz, communications director of Ohioans to Stop Executions, said the state should follow the lead of others and abolish the death penalty.

"We have a system that is blatantly unfair and has all kinds of issues with it," he said.

"The trends with the death penalty are away from it across the country and in Ohio fewer counties are using it," he added.

As for Mr. Phillips' scheduled execution, Sen. Coley said he's been led to believe that it can still be carried out.

"From everything that I've heard from the director, right now they believe it can be," he said. "They still have time."

Trump, Clinton At Odds During Columbus Campaign Stops

Donald Trump began his Columbus appearance Monday by blasting a local fire marshal for turning away "thousands" of his supporters for political reasons.

Before taking the stage at the Greater Columbus Convention Center, Mr. Trump made a brief surprise appearance to media gathered outside the room, according to various reports.

There he claimed there were thousands of people outside until they were turned away "for political reasons" by the fire marshal. Several media reports placed the number closer to hundreds.

"So we have a thousand people in there," Mr. Trump said, according to video. "The fire marshal said he's not allowed to allow any more, even though the building holds many thousands of people, so I just want to tell you that."

The perceived slight was the first thing Mr. Trump mentioned upon taking the mic. From there, he segued into terrorism, the border, trade, and his desire to see a ballroom constructed at the White House.

His appearance came one day after Democratic nominee Hillary Clinton and her VP pick Sen. Tim Kaine appeared in Columbus, where Ms. Clinton labeled Mr. Trump "a serious threat to our democracy."

With the event billed as a town hall, Mr. Trump fielded three questions on topics including healthcare, regulation on small businesses, and the heroin epidemic.

He pinned Ohio's job loss on President Bill Clinton, saying that the state lost one in three manufacturing jobs since the signing of NAFTA, and accused Ms. Clinton of being beholden to large donors.

"We are going to turn this state into a manufacturing behemoth," he said. "We are going to bring your jobs back, we're going to bring your companies back."

Between his usual attacks on illegal immigrants and the media, he said he's raised \$35.8 million in the last month from more than 500,000 donors and added that if he'd had two more days to campaign for the primary he - and not Gov. John Kasich - would have won the Buckeye State, which he lost by 11 points. (See Gongwer Ohio Report, March 15, 2016)

Mr. Trump did not mention his criticism of a Muslim couple - Khizr and Ghazala Khan - which GOP leaders have rebuked in recent days. Ohio veterans, in a Monday morning conference call organized by the Clinton campaign, called upon Mr. Trump to apologize for those attacks.

The Khans criticized the businessman during a speech at the Democratic National Convention, while describing the death of their son, a U.S. Army captain killed in Iraq. Mr. Trump spent days afterward blasting the couple. (See Gongwer Ohio Report, July 29, 2016)

As attacks continue to volley between Mr. Trump and the Khans, Republican leaders - including House Speaker Paul Ryan and Senate Majority Leader Mitch McConnell - sought to distance themselves from Mr. Trump's remarks. GOP VP candidate Mike Pence, meanwhile, issued a statement saying he and Mr. Trump believe the Khans and their son "should be cherished by every American."

"Donald Trump does not understand the experience of our military families or our veterans," said former Democratic lawmaker and Air Force veteran Connie Pillich. "He tries to portray himself as strong and brash, but there is nothing strong or powerful about insulting the family of a fallen soldier."

Air Force Reserve member Rep. John Boccieri (D-Alliance) said "words do matter... and Donald Trump just doesn't get it."

"It's very clear from his remarks about John McCain and now Capt. Khan that he doesn't understand the type of sacrifices the men and women in uniform make for our country," he said. "The suffering and pain and struggle that these families go through on a daily basis are just unspeakable and to make light of it, to now attack this family I think is very indicative of the type of presidency he will run."

Republicans have also steered clear of the remarks, with Gov. John Kasich tweeting in his most recent disagreement with Mr. Trump: "There's only one way to talk about Gold Star parents: With honor and respect. Capt. Khan is a hero. Together we should pray for his family."

Ms. Clinton has likewise criticized the businessman for those attacks. During her Columbus appearance, she told the crowd "it's going to be up to all of us to repudiate" such attacks.

Ms. Clinton's latest Columbus appearance marked the culmination of her three-day "Stronger Together" bus tour of Pennsylvania and Ohio. There Ms. Clinton questioned Mr. Trump's business acumen and outlined her plan to invest in jobs during her first 100 days in office.

She pushed for more support for small businesses and asked rhetorically what would have happened if her father, who made draperies, had fulfilled his contractual obligations only for someone like Mr. Trump to refuse to pay for the product.

"To person after person and business after business, Donald Trump said, 'I don't care,'" Ms. Clinton said. "It's not because he couldn't pay them. He wouldn't pay them. He drove businesses into bankruptcy in addition to taking bankruptcy himself six times. My friends, that's not how we do business in America.

"He makes dress shirts in China, not Brooklyn, New York," she continued. "He makes furniture in Turkey, not Cleveland, Ohio. He makes barware in Slovenia, not Jackson, Ohio. And he goes around saying he wants to put America first and American workers first."

The campaign continues seizing upon news from recent days that Mr. Trump recently applied for dozens of H-2B visas to fill staff positions at his Palm Beach Mar-a-Lago resort and his Jupiter, Fla., golf club with foreign workers.

"Shame on you, Donald Trump," Ms. Clinton said. "Let's cut through all the hype and rhetoric and understand that we're dealing with somebody who has a history of stiffing people, making things somewhere else besides America, and whenever possible, hiring foreign workers."

Bump: Ms. Clinton appears to have received a polling boost following the Democratic National Convention last week. A CBS News July 29-31 poll showed her leading Mr. Trump nationally 47-41%.

The pair were virtually tied in the same poll last week following the Republican National Convention. When including Libertarian candidate Gary Johnson, Ms. Clinton leads Mr. Trump 43-38%, followed by Mr. Johnson at 10%.

Mr. Trump had previously seen a post-RNC bump in some polls conducted last week. (See Gongwer Ohio Report, July 26, 2016)

Endorsement: The Ohio Right to Life PAC on Monday announced its endorsement of Mr. Trump and a handful of candidates for other offices.

"Our mission is to protect the sanctity of human life, and right now there is no ticket more threatening to that mission than that of Hillary Clinton and Tim Kaine," ORTL President Mike Gonidakis said. "Many times over, Mr. Trump has committed himself to appointing pro-life Supreme Court Justices, signing the Pain-Capable Unborn Child Protection Act, and protecting religious liberty."

Mr. Trump has faced questioned on his views on abortion. In 1999, he said he was "very pro-choice," although he said his opinion has since "evolved." Currently anti-abortion, he caught flack earlier this year, even from anti-abortion groups, for suggesting in an MSNBC interview "there has to be some form of punishment" for women who obtain an abortion. He later walked back that comment.

GOP Lawmakers Tout Model Suicide Prevention Legislation, Contemplate Charter School Industry Structures At ALEC Event

Legislation providing suicide prevention tools to colleges and universities that originated in the Ohio House is on course to be copied by other states.

Rep. Marlene Anielski (R-Walton Hills) last week attended the American Legislative Exchange Council's annual meeting to promote her resolution that the organization has approved as model legislation.

The controversial annual ALEC meeting typically draws conservative lawmakers to draft and consider bills that are oftentimes backed by the private sector.

Ohio lawmakers who attended the event include Senate President Keith Faber (R-Celina), Rep. Andy Brenner (R-Powell), Sen. Bill Coley (R-Liberty Twp.), Rep. Wes Retherford (R-Hamilton), Sen. Bob Peterson (R-Sabina), Rep. Ron Hood (R-Ashville), Sen. Bill Seitz (R-Cincinnati), Rep. Tom Brinkman (R-Cincinnati) and Rep. Lou Terhar (R-Cincinnati).

While some question the group's motives for including businesses in the bill-writing process, Rep. Anielski said the three-day meeting allows her to collaborate with lawmakers across the country to view issues differently.

ALEC was also beneficial in helping her promote legislation (HB 28) that was enacted last summer in Ohio, she said. It provides colleges and universities with free access to suicide prevention programs as well as related materials and tools that were already available to K-12 schools.

"I wanted to make sure that the resources were out there because there are some universities that have already met all the requirements because they're already doing this, but I wanted to bring up the people that needed help and I didn't want them to start from scratch so now they have options," Rep. Anielski said in an interview.

The bill also required institutions to take part in a five-part program that includes crisis intervention access, mental health program access, multimedia applications, a student communication plan and more.

The ALEC-approved version of the legislation is a resolution urging colleges to take part in the programs rather than requiring it, Rep. Anielski said.

"Basically it's almost like a committee process and you have to go and sell it and market it and basically convince your colleagues from around the nation that this is a good idea," she said of ALEC. "I presented it first as a bill in December and they asked me to come back and present it as a resolution because they didn't want schools to be mandated to do that."

West Virginia has already enacted legislation that mirrors Ohio's bill, while four other states have used portions of it, Rep. Anielski said. She's hoping those numbers go up now that the concept has ALEC backing.

She was joined in education-related sessions by Rep. Brenner, who said he spent a portion of the annual meeting involved in brainstorming on charter schools.

The discussions, which included presentations from school choice and charter school leaders from across the country, allowed participants to begin building a framework for those states that need to improve their sectors or are looking to establish one, he said in an interview.

Holding dropout recovery and prevention schools accountable in ways other than test scores that address the makeup of those schools was also a topic of conversation.

"Basically, the biggest thing I don't think (people) get about ALEC is it's not an evil thing. It just like a big interested party meeting," Rep. Brenner said of his experience, referring to criticism of the group.

"We're just discussing basic public policy and what would be good model legislation written basically by legislators and we're dealing with the same organizations back in our Statehouse," he added.

Center for Media and Democracy, the group behind a website called ALEC Exposed, doesn't buy that, though. It argues on its website that the ALEC meetings are where "global corporations and state politicians vote behind closed doors to try to rewrite state laws that govern your rights."

Rep. Brenner said he'd like to see the event televised to provide transparency and educate people about the issues lawmakers - whose meeting expenses are covered by the party - are addressing.

Held in Indianapolis, the event agenda included breakout sessions as well as a speakers list that featured Trump running mate Gov. Mike Pence.

Husted Urging Changes In Special Election Laws

Absentee voting has started in a special Democratic primary for the Eighth Congressional District, although Secretary of State Jon Husted is pushing lawmakers to change the law that is requiring the election to take place.

The special primary is designed to name a Democratic candidate to replace Corey Foister on the ballot in November. Mr. Foister withdrew 107 days before the November election and will be replaced on the ballot by Steve Fought.

State law requires a special election to be held if a congressional candidate withdraws from the race with more than 90 days to go before the general election, according to Mr. Husted's office. After the 90th day before the election, there's a window allowed by state law in which the party could appoint a candidate without a special election.

In a statement, Secretary Husted said he will urge the General Assembly to make changes to Ohio law to avoid having conduct a special primary election in which only one candidate is running in the future.

"It is a waste of time and tax dollars to hold a special election when only one candidate is running," Secretary Husted said. "I hope the legislature will change the law to avoid this problem in the future."

Absentee voting in the special primary for overseas and military voters started Saturday, according to the Secretary of State's office.

Mr. Fought, a former press secretary for U.S. Rep. Marcy Kaptur (D-Toledo), lives in Toledo but plans to move to Butler County to run for the seat, according to a report from the *Toledo Blade*.

Mr. Fought will face U.S. Rep. Warren Davidson (R-Troy), who won the seat formerly held by House Speaker John Boehner in a special election in June (See Gongwer Ohio Report, June 8, 2016). Green Party candidate James J. Condit Jr. is also running for the seat.

LPO Plans Appeal After Latest Setback In Ballot Access Case

The Libertarian Party of Ohio said Monday it will appeal a federal appeals court's rejection of the group's claims it was unfairly kept off the state ballot in the 2014 election.

The U.S. Sixth Circuit Court of Appeals on Friday affirmed the May decision by a district court in favor of Secretary of State Jon Husted.

In its appeal to the Sixth Circuit, the LPO claimed state actors selectively enforced the law against Libertarian Party candidates and that state law violated the equal protection

clause of the 14th Amendment by requiring new minor parties to nominate candidates by petition, rather than primary elections.

Circuit Judge Karen Nelson Moore wrote in the decision that the LPO failed to demonstrate the Secretary of State's Office worked with the Ohio Republican Party in a conspiracy to keep the Libertarians off the ballot in 2014. Judge Moore said the district court was correct in granting summary judgment on the selective enforcement claim.

As to the claim of equal rights violations, the court ruled the state's interest in requiring new minor parties to demonstrate a base of support outweighed the burden placed on the LPO by having to nominate candidates by petition, instead of by primary election.

Mark Brown, the LPO's lead attorney, said in a statement that the party will appeal the decision, saying voters should have the ability to vote for their presidential ticket of former New Mexico Gov. Gary Johnson and former Massachusetts Gov. William Weld.

"We are immediately appealing the Sixth Circuit's decision to the United States Supreme Court," he said. "The Constitution and the voting rights of Ohioans are too important not to. The Johnson/Weld ticket offers a critical choice in this election cycle, and as things stand Ohio Republicans have been allowed to cancel that choice. The Supreme Court may change all that."

Joshua Eck, a spokesman for Secretary Husted, said the case has been clearly decided.

"The court of appeals, like every court before them have affirmed that this law is constitutional," he said in an email. "It's time to stop wasting the taxpayers' money with this frivolous lawsuit."

The lawsuit is the latest by the LPO over ballot access. In 2006, the party successfully challenged a state law that required parties that received less than 5% of the vote in the last gubernatorial or presidential election to file petitions 120 days before the primary election, or nearly a year before the general election, in order to appear on the ballot.

The party successfully challenged a similar law in 2011, this one requiring the petitions to be filed 90 days before the primary election.

"As we have promised Ohio voters, the LPO will work to overturn any and all unconstitutional restrictions that Republicans or Democrats use to block voters from having free, fair, and meaningful choices at the ballot box," Bob Bridges, the LPO's executive committee chair, said in a statement.

Mr. Bridges said the party is currently working to gather the 5,000 signatures required to place Govs. Johnson and Weld on the ballot in November as independents. The deadline for that petition is Aug. 10.

Ethics Commission: Former Columbus Council Members Should Pay For Attendance At 2014 Game

The Ohio Ethics Commission has reached agreements with three former Columbus City Council members, including current Mayor Andrew Ginther, for them to pay more than \$400 each after accepting tickets to the 2014 Big Ten Championship football game from a vendor.

The letters from the OEC released Monday call for Mr. Ginther, Council Member Shannon Hardin and now-Franklin County Municipal Judge Eileen Paley to pay \$446.53 to the City of Columbus to benefit new city ethics policies and protocols.

All three were members of the city council in 2014 when Centerplate, a vendor of the Franklin County Convention Facility Authority, paid for them to attend the game in Indianapolis.

The city appoints members to the authority and appropriates more than \$7 million per year to fulfill bond requirements from the FCCFA, meaning the city could be required to fund authority deficits, according to the letter.

The OEC also sent a letter to Donald Leach Jr., an attorney representing the FCCFA, calling for him to pay \$893.06 for the cost of attendance for him and his wife.

Mr. Hardin also agreed to pay \$893.06, also covering the cost of a guest who attended.

The amounts to be paid are the difference between what the officials paid and what the OEC determined the actual cost to Centerplate was for the event and transportation.

The OEC letters said there was no finding in the review that ethics law or other statutes were violated, so the matters were closed and no further action will be taken.

Education Notes: ODE Seeking Career-Focused Education Grant; Chancellor Carey Plans UA Visit; OSU Police Department Recognized

The Ohio Department of Education is soliciting public input as it pursues a grant aimed at improving career-focused education.

Before submitting its application for the three-year grant, ODE said it would like to gather survey responses from educators, parents, students, businesses and community organizations to determine the access to career prep resources in schools now.

"The department will use the information from the survey to create the grant proposal on how Ohio will increase pathways for students to get the training and skills they need to compete for jobs," according to an ODE release.

The New Skills for Youth grant is sponsored by the Council of Chief State School Officers, the National Association of State Directors of Career Technical Education Consortium and JP Morgan Chase.

Chancellor Visit: Chancellor John Carey will head to the University of Akron Tuesday to lead a roundtable discussion on higher education and business partnerships.

ODHE announced that from 10:30-noon he'll be joined by UA's Interim President Matthew J. Wilson as well as business partners and a number of representatives from northeast Ohio colleges and universities that are part of a Regionally Aligned Priorities in Delivering Skills grant process.

Mr. Carey is expected to explain the funding that will be provided to the region as part of a RAPIDS grant and how that money can be used to benefit businesses and higher education.

Campus Police: Ohio State University's Police Division has received its first reaccreditation from the Commission on Accreditation for Law Enforcement Agencies, the institution announced.

The campus police department is one of about 70 universities agencies that meet the commission's 188 standards, according to an OSU release. It was first accredited by CALEA in 2013.

"The Ohio State University Police Division has a uniquely tailored approach focusing on both safety and education," OSUPD Chief Craig Stone said in a statement. "CALEA accreditation exemplifies our commitment to the safety of our campus community and shows we hold our officers to the highest standards in law enforcement."

Gongwer Statehouse Job Market Updated

Gongwer's Statehouse Job Market has been updated. The update is available on the Gongwer website.

Subscribers interested in posting job openings on Gongwer's employment board can send job descriptions and other information to gongwer@gongwer-oh.com.

Supplemental Agency Calendar Wednesday, August 3

Ohio Collaborative Community-Police Advisory Board, Ohio Department of Public Safety
Atrium, 1970 W. Broad St., 1st floor, Columbus, 10 a.m.

Supplemental Event Planner Sunday, August 7

Lisa Schacht (R-Candidate 20th House District) fundraiser, Schacht Family Farm, 5950 Shannon Road, Canal Winchester, 6 p.m., (Special Guests Secretary of State Jon Husted and Ohio Senator Kevin Bacon. Host: \$300; Host Committee: \$200; Supporter: \$100; Attendee: \$25/person to Citizens for Lisa Schacht)

Thursday, August 11

Ohio Charter School Summit, Hyatt Regency Columbus, 350 North High Street, Columbus, 9 a.m.

Friday, August 12

Ohio Charter School Summit, Hyatt Regency Columbus, 350 North High Street, Columbus, 8:30 a.m.

Rep. Dorothy Pelanda (R-Marysville) Golf Outing fundraiser, Darby Creek Golf Course, 19300 Orchard Road, Marysville, 11:30 a.m., (11:30am Registration and Lunch; 12:30pm Shotgun Start; 5:00pm Reception with Special Guest Attorney General Mike DeWine. Lunch/Golf/Reception: \$80/person; Reception Only: \$40/person; Hole Sponsor: \$100 to Pelanda for State Representative)

Tuesday, August 16

Wes Goodman (R-Candidate 87th House District) fundraiser, Cedar Creek Barn, 7723 State Route 42, Mansfield, 5:30 p.m., (Chair: \$1,000; Host: \$500; Sponsor: \$200; Couple: \$50; Individual: \$25 to Friends of Wes Goodman)

Tuesday, August 23

~~Canceled: Rep. Terry Johnson (R-McDermott) fundraiser, Athletic Club of Columbus, 136 E. Broad Street, Columbus, 11:30 a.m., (Chair: \$2,500; Sponsor: \$1,000; Patron: \$500; Guest: \$350 to Terry Johnson for State Rep)~~

Wednesday, August 24

Sen. Troy Balderson (R-Zanesville) & Rep. Stephanie Kunze (R-Candidate 16th Senate District) golf outing fundraiser, Country Club at Muirfield Village, 8715 Muirfield Drive, Dublin, 8:30 a.m., (\$1,000 Total Contribution. Golfers pay for their own golf. Please make separate checks for \$500 each payable to Troy Balderson for State Senator & Citizens for Stephanie Kunze)

Tuesday, September 6

Matt Huffman (R-Candidate 12th Senate District) golf outing fundraiser, Hidden Creek Golf Club, 6245 Sugar Creek Rd., Lima, 9 a.m., (Registration 9:00-10:00am, Shotgun Start 10:00am \$1,000 Event Sponsor | \$200 Tee Sponsor | \$100 per Golfer to Matt Huffman for Ohio)

Rep. Gary Scherer (R- Circleville) golf outing fundraiser, Pinnacle Golf Club, 1500 Pinnacle Club Drive, Grove City, 11 a.m., (11:00am Shotgun and Lunch; 12:00pm Shotgun Start. Event Sponsor: \$1,500; Food/Beverage Sponsor: \$750; Foursome: \$400; Hole Sponsor: \$200; Individual Golfer: \$125 to Friends of Gary Scherer)

Rep. Ron Young (R-Leroy Township) Winery Reception fundraiser, Debonne Vineyards, 7840 Doty Road, Madison, 5:30 p.m., (with Special Guest Lieutenant Governor Mary Taylor. Chair: \$2,500; Host: \$1,000; Sponsor: \$500 to Friends of Ron Young)

Wednesday, September 7

Sen. Bill Beagle (R-Tipp City) & Sen. Bob Peterson (R-Sabina) golf outing fundraiser, County Club at Muirfield Village, 8715 Muirfield Drive, Dublin, 8:30 a.m., (\$1,000 Total Contribution. Golfers

pay for their own golf. Please make separate checks for \$500 each payable to Citizens for Bill Beagle & Peterson for Good Government)

Tuesday, September 13

Rep. Steve Hambley (R-Brunswick) and Rep. Doug Green (R-Mt. Orab) fundraiser, Ringside, 19 N. Pearl Street, Columbus, 5 p.m., (Chair: \$1,000; Host: \$500; Sponsor: \$350 to Hambley for House Committee and/or Committee to Elect Doug Green)

Wednesday, September 14

Rep. Jim Butler (R-Oakwood) and Rep. Margy Conditt (R-Liberty Township) fundraiser, Oliver's, 26 N. High Street, Columbus, 12 p.m., (Chair: \$1,000; Host: \$500; Sponsor: \$350 to Butler for Ohio and/or Friends of Margy Conditt)

Monday, September 19

Rep. Steve Huffman (R-Tipp City) golf outing fundraiser, Homestead Golf Course, 5327 Worley Road, Tipp City, 8:30 a.m., (8:30am Registration and Light Breakfast; 9:30am Remarks from Congressman Warren Davidson; 10:00am Shotgun Start. Event Sponsor: \$2,000; Food and Beverage Sponsor: \$1,000; Tee Sponsor: \$500; Individual Golfer: \$250 PAC/\$150 Individual to Steve Huffman for State Rep)

Tuesday, September 20

Rep. Derek Merrin (R-Waterville) fundraiser, OHROC Offices, 21 W. Broad Street, Floor 7, Columbus, 11:30 a.m., (Chair: \$1,000; Host: \$500; Sponsor: \$350 to Friends of Derek Merrin)

Wednesday, September 21

Craig Riedel (R-Candidate 82nd House District) fundraiser, Oliver's, 26 N. High Street, Columbus, 5 p.m., (Chair: \$1,000; Host: \$500; Sponsor: \$200 to Citizens to Elect Craig Riedel)

Friday, September 30

Sen. Bill Beagle (R-Tipp City) fly fishing fundraiser, Spring Run Farms, 9206 Haddix Road, Fairborn, 11 a.m., (11:00am-4:00pm Fishing, 4:00-6:00pm Reception; \$1,000 Pike Sponsor | \$500 Salmon Sponsor | \$350 Trout Sponsor | \$175 Bluegill Sponsor | \$100 per couple/family | \$75 per Individual to Citizens for Bill Beagle)

Tuesday, October 18

OHROC Fundraising Reception, Athletic Club of Columbus, 136 E. Broad Street, Gold Room, Columbus, 5 p.m., (Chair: \$5,000; Sponsor: \$2,500; Host: \$1,000; Guest: \$500 OHROC)

17 S. High St., Suite 630

Columbus Ohio 43215

Phone: 614-221-1992 | Fax: 614-221-7844 | Email: gongwer@gongwer-oh.com

Scott Miller, President | Alan Miller, Vice President | Kent Cahlander, Editor | Melissa Dilley, Mike Livingston, Dustin Ensinger, Jon Reed, Staff Writers

Click the  after a bill number to create a saved search and email alert for that bill.

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House Activity for Monday, August 1, 2016

INTRODUCED

HB 587 ■ **DASHBOARD CAMERAS (Boyce, K.)** To require law enforcement officers to use dashboard cameras and body cameras during any time that they are interacting with any member of the public while in the performance of their duties, to provide for state financial assistance to local law enforcement agencies for the purchase of such cameras and related equipment, and to make an appropriation. Am. 109.73, 109.742, 109.77, 109.79, and 109.80 and to enact sections 2901.51 and 2901.52

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Senate Activity for Monday, August 1, 2016

INTRODUCED

SB 342 ■

WEAPON POSSESSION (Thomas, C.) To grant municipal corporations the authority to impose a ban or restriction on the open carry or concealed carry of any firearm in a publicly secured area established by the municipal corporation during an event of regional or national significance being held in the municipal corporation. Am. 9.68, 2923.122, and 2923.126 of the Revised Code and to amend Section 9 of Am. Sub. H.B. 12 of the 125th General Assembly

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Daily Activity Planner for Tuesday, August 2

Legislative Committees

Senate Agriculture (Committee Record), House Agriculture & Rural Development (Committee Record) (Chr. Hite, C., 466-8150, Chr. Hill, B., 644-6014), Donahey Nationwide Ag./Hort. Building, Ohio State Fairgrounds, 10 a.m.

- Testimony from Virgil Strickler, General Manager of the Ohio State Fair; Jack Fisher, Executive Vice President of the Ohio Farm Bureau Federation; Dave Daniels, Director of the Ohio Department of Agriculture; Jim Zehringer, Director of the Ohio Department of Natural Resources; Craig Butler, Director of the Ohio Environmental Protection Agency; Dean Rustin Moore, DVM, PhD, The Ohio State University College of Veterinary Medicine and Mary Buehler, Ohio Fair's Queen/FFA State President

House Rules & Reference (Committee Record) (Chr. Amstutz, R., 466-1474), Rm. 119, 1:30 p.m.

House Session (Chr. Rosenberger, C., 466-3357), House Chamber, 2:30 p.m.

- Session to fill vacancies in the 3rd and 47th House Districts

Agency Calendar

Construction Industry Licensing Board, OCILB Conf. Rm., 6606 Tussing Rd., Reynoldsburg, 10 a.m. (Electrical Section)

Board of Building Appeals, Training Rm. 1, 6606 Tussing Rd., Reynoldsburg, 12:30 p.m.

Event Planner

Rep. Rick Perales (R-Beavercreek) fundraiser, 21 W. Broad Street, 7th Floor, Columbus, 12 p.m., (Chair: \$1,000; Host: \$500; Sponsor: \$350 to Citizens for Perales)

17 S. High St., Suite 630
Columbus Ohio 43215

Phone: 614-221-1992 | Fax: 614-221-7844 | Email: gongwer@gongwer-oh.com

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From: Nick Derksen
Sent: Tuesday, November 29, 2016 8:22 AM
To: Derksen, Nick
Subject: Fwd: Your email

Nick Derksen

Begin forwarded message:

From: "Rep. Andrew Brenner" <rep.brenner@brenner4ohio.com>
Date: April 25, 2016 at 11:57:14 AM EDT
To: jpercy@columbus.rr.com
Subject: Your email
Reply-To: Andy@brenner4ohio.com

Mr. Jimmy Percy,

This is in response to your email dated April 22, 2016 where you suggested that I should not preempt local municipal jurisdictions from raising the minimum wage and that the American Legislative Exchange Council (ALEC) is a disturbing organization which only promotes corporate interests and is influencing legislators.

First off, I base my assumptions about economic policy on my having one of my majors in economics as well as real life experiences over the past 30 years. I also base it off of reading a lot of material in order to keep me up to date.

The minimum wage is an artificial price control which doesn't work. In fact where the minimum wage is in place, especially where localities are raising it dramatically, unemployment skyrockets. If local jurisdictions were to raise the minimum wage to \$15 per hour, all employees working in the fast food industry would most likely lose their jobs to automated ordering machines and robots making meals.

To give you an example, let's say the price for a quarter-pounder with cheese meal is \$7. The wages McDonald's pays its employees is \$8 per hour. Now let's move the wages to \$15 per hour. In order for McDonald's to make any money they now have to raise the cost of a quarter-pounder with cheese meal to \$11. This increases the cost by \$4. Now the family of four who used to go to McDonald's once per week, now only goes once every two weeks. The amount of people purchasing the product has fallen. This forces McDonald's to cut costs. The biggest expense factor is wages. Therefore McDonald's determines that they need to cut 10 to 15% of their staff. A normal McDonald's has about 115 people working for it. Suddenly everyone's hours are cut from 35 hours per week to 30 and they layoff 10 employees. How is anyone under this scenario better off by raising the minimum wage? The answer is that none of the employees are better off.

<https://www.epionline.org/minimum-wage/minimum-wage-teen-unemployment/>

<http://www.forbes.com/sites/timworstall/2014/03/02/youth-unemployment-shows-the-effects-of-a-minimum-wage-that-is-too-high/#26119699302f>

The best way to raise one's economic standing is to go to school, study hard, graduate and then find a career in a growing industry where one's talents and training is valuable enough to be able to be paid more than the minimum wage.

If you would like to further discuss this topic or any other, feel free to call me or send an email.

Thank you,

Andrew O. Brenner

Ohio State Representative (R-Powell)*

mobile/text: 740.602.5033

facebook.com/brennerforohio

twitter.com/andrewbrenner

Sign up for my email list: [click here](#)

www.AndrewBrenner.com

**Rep. Brenner is the State Representative from the 67th Ohio House District which covers the western 2/3 of Delaware County.*

Paid for by Brenner for Ohio

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Paid for by Brenner for Ohio

From: Rep67
Sent: Tuesday, December 6, 2016 11:30 AM
To: Derksen, Nick
CC: 'Andrew O. Brenner'
Subject: FW: Written Testimony Against Lame-Duck Legislating of SB 3

-----Original Message-----

From: jeannemelvin@yahoo.com [mailto:jeannemelvin@yahoo.com]
Sent: Tuesday, December 06, 2016 2:07 PM
To: Rep67 <Rep67@ohiohouse.gov>
Subject: Written Testimony Against Lame-Duck Legislating of SB 3

First Name : Jeanne

Last Name : Melvin

Address : 866 Beech Dr

City : Columbus

State : OH

Zip : 43235

Phone : 614.885.4628

Email : jeannemelvin@yahoo.com

Subject :
Written Testimony Against Lame-Duck Legislating of SB 3

Message :
Dear Rep. Brenner:

Thank you for your service as the Chair of the House Education Committee. We all know how hard it is to change laws after they pass, so many children and their families count on your thoughtful consideration of all educational legislation that is promoted in Ohio- especially during a lame-duck session.

A lame-duck session is usually a time when laws are passed haphazardly by lawmakers whose positions or terms of office will soon end. That is not the case in 2016. Why do you feel it necessary to rush through SB 3 with very little debate, since Gerrymandering has guaranteed that most of you will be returning?

Because education professionals have been largely ignored, Ohio has many poorly developed education laws that continue to cause problems for schools and their students. Instead of listening to ALEC and other organizations that want to eliminate traditional public education, Ohio's leaders need

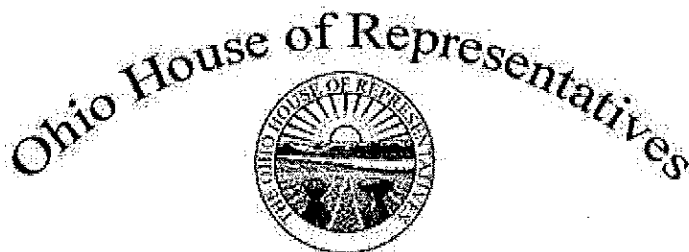
to invite local school boards and their employees to the table when formulating education policy.

Obviously, that cannot be done during the flurry of a lame-duck session.

Please put the brakes on passage of SB 3 this week, and begin anew in 2017 with the help of people in the field of education.

Thank you.

From: Rosenberger, Cliff
Sent: Tuesday, April 11, 2017 8:33 AM
To: Rosenberger, Cliff
Subject: MEMO: 2017 ALEC Spring Task Force Summit
Attachments: ALECSpringTaskForce.pdf



Cliff Rosenberger
Speaker, Ohio House of Representatives

Memorandum

To: All House Republican Members
From: Speaker Cliff Rosenberger
Date: April 11, 2017
Re: 2017 ALEC Spring Task Force Summit

As many of you already know, the American Legislative Exchange Council is America's largest nonpartisan, voluntary membership organization of state legislators dedicated to the principles of limited government, free markets and federalism. Comprised of nearly one-quarter of the country's state legislators and stakeholders from across the policy spectrum, ALEC members represent more than 60 million Americans and provide jobs to more than 30 million people in the United States.

On May 5, 2017, ALEC will be hosting their Spring Task Force Summit, located in Charlotte, North Carolina. This one-day summit will give participants the opportunity to collaborate with legislative leaders from across the country on some of the following issues:

- Civil Justice

- Commerce, Insurance and Economic Development
- Communications and Technology
- Criminal Justice Reform
- Education and Workforce Development
- Energy, Environment and Agriculture
- Health and Human Services
- Tax and Fiscal Policy

I can personally attest to the benefit of working with leaders from across our great country to find solutions to common issues. If you are interested in joining ALEC and participating in the 2017 Spring Task Force Summit, I encourage you to visit their website at <https://www.alec.org/>.

If you have any questions or concerns, please do not hesitate to reach out to me or to Tyler Yapple in my office at Tyler.Yapple@ohiohouse.gov or 614-466-7959.



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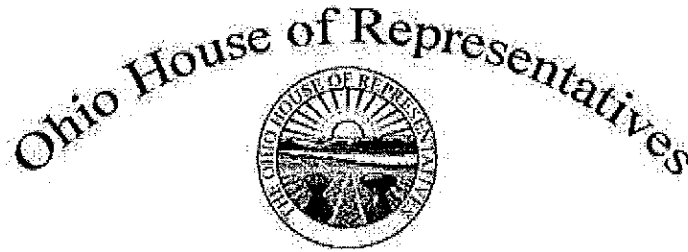
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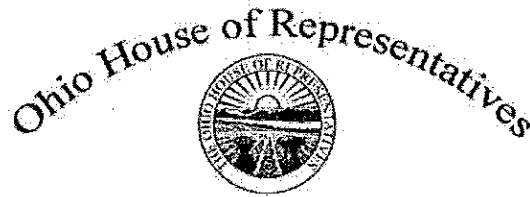
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From: Education Week

Sent: Wednesday, July 19, 2017 8:00 AM

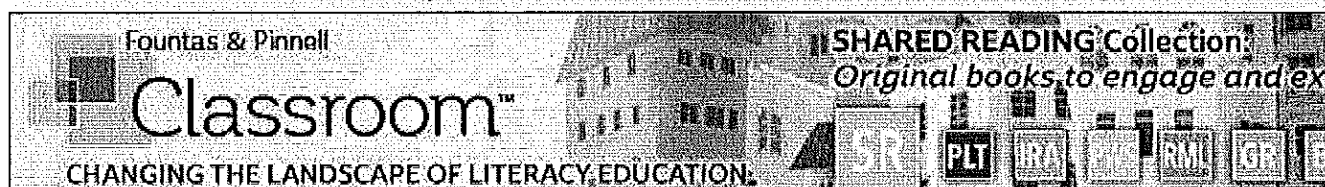
To: Derksen, Nick

Subject: EdWeek Update: Why Betsy DeVos and ALEC Are Natural Allies | 10 Policy Lessons Teachers Should Know

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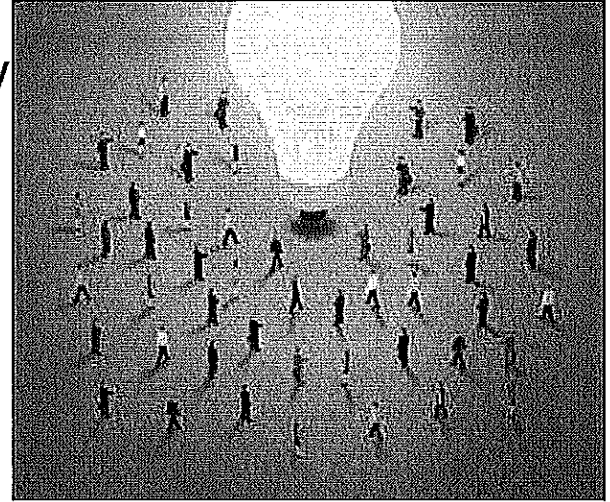


EDUCATION WEEK
EDWEEK UPDATE >

COMMENTARY

For School Improvement, Demographics Aren't Destiny

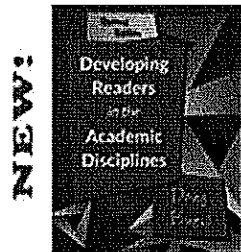
Many "good" schools are just skating by on their students' privileged backgrounds and family resources, writes Karin Chenoweth. [Read more.](#)



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[Developing Readers in the Academic Disciplines](#) strips away the one-size-fits-all approach to content-area literacy and presents a much-needed instructional model for disciplinary literacy-showing teachers how to mentor middle and high school learners to become "academic insiders" who are college and career ready. [Preview the entire book!](#)

= A

Why Betsy DeVos and ALEC Are Natural Allies on School Choice

The education secretary will speak in Denver to the annual meeting of the American Legislative Exchange Council, a conservative group that drafts model legislation for state lawmakers on issues including private school choice. [Read more.](#)



(Education Week)

= A

If We Fix Student Teaching, Will We Fix Teacher Shortages?

The president of the National Council on Teacher Quality presented what she sarcastically called a "radical" solution for both improving the pipeline of new teachers and filling specific teacher shortages: "Fix student teaching." [Read more.](#)

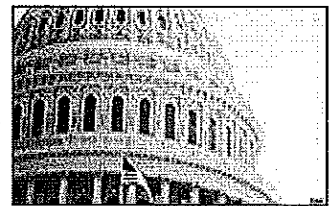
(Teacher Beat)

House Lawmakers Cast a Critical Eye on ESSA Oversight

At a hearing, Republicans and Democrats alike raise questions about whether the U.S. Department of Education is being consistent in its feedback to states on their Every Student Succeeds Act plans. [Read more.](#)

(Politics K-12)

- ESSA: How Strong Are State Plans on School Improvement?



Here Are 10 Policy Lessons Teachers Should Know

The founder of Teach-Plus shared 10 lessons for teachers who want to get involved in policymaking. Maybe the most important lesson: "If you're not at the table, you're on the menu." [Read more.](#)

(Teaching Now)

= A

MORE NEWS

Fla. Supreme Court Won't Hear 'Opt Out' Case

(Curriculum Matters)

= A

ESSA: How Strong Are State Plans on School Improvement?

A

(Politics K-12)

High Court Justice Spotlights Civics Education at 9th Circuit Conference

(The School Law Blog)

= A

Few Teachers of the Year Support School Vouchers

(Teaching Now)

Home-Visiting Backers Battle Federal Funding Deadline

(Early Years)

For English-Learners, Seeing Peers 'Struggle and Persist' Is Beneficial

(Learning the Language)

MORE VIEWS

In This School, 100 Percent of Kindergarteners Are on Target for Reading

(Education Futures: Emerging Trends in K-12)

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Q&A Collections: Implementing the Common Core

(Classroom Q&A With Larry Ferlazzo)

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The Anxiety of Doing Something New

(Work in Progress)

What Do Great White Sharks Teach Us About School Culture?

(Leadership 360)

Straight-Up Conversation: Abl CEO Adam Pisoni & Impact Guru Chris Walsh

(Rick Hess Straight Up)

= A **A Summer of Global Learning**

(Global Learning)

= A

= A **MOST POPULAR STORIES**

1. Betsy DeVos Tells a Top Critic: Obama Civil Rights Approach 'Harmed Students' (Politics K-12)
2. For Principals, Student Sexting a Speeding 'Freight Train,' Full of Peril (Digital Education)
3. Beware the Four-Day School-Week Trap (Commentary)
4. Principals Are Loath to Give Teachers Bad Ratings
5. Is It Time to Move Away From the Traditional School Calendar? (Time and Learning)

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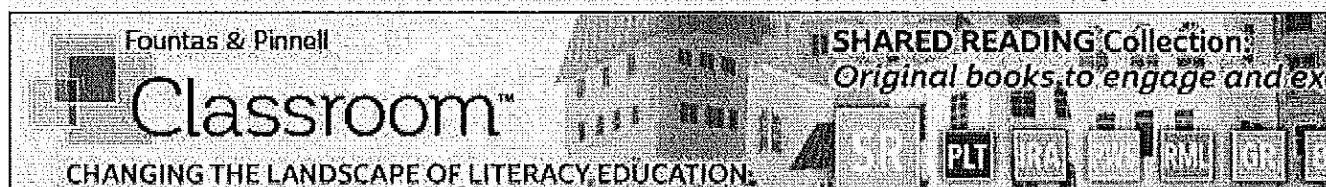
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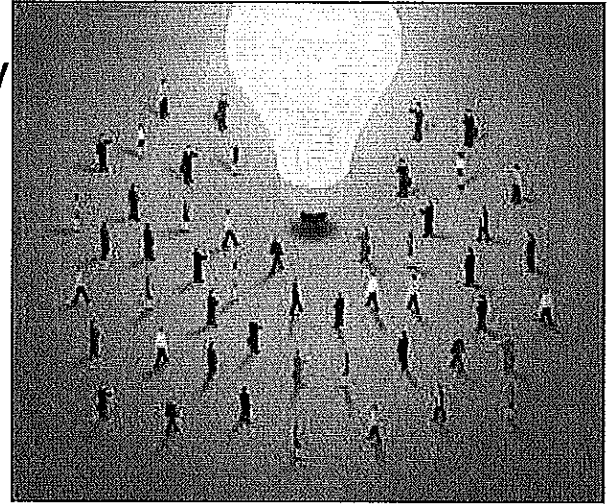
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For School Improvement, Demographics Aren't Destiny

Many "good" schools are just skating by on their students' privileged backgrounds and family resources, writes Karin Chenoweth. [Read more.](#)



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Developing Readers in the Academic Disciplines strips away the one-size-fits-all approach to content-area literacy and presents a much-needed instructional model for disciplinary literacy-showing teachers how to mentor middle and high school learners to become "academic insiders" who are college and career ready. [Preview the entire book!](#)

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Why Betsy DeVos and ALEC Are Natural Allies on School Choice

The education secretary will speak in Denver to the annual meeting of the American Legislative Exchange Council, a conservative group that drafts model legislation for state lawmakers on issues including private school choice. [Read more.](#)



(Education Week)

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If We Fix Student Teaching, Will We Fix Teacher Shortages?

The president of the National Council on Teacher Quality presented what she sarcastically called a "radical" solution for both improving the pipeline of new teachers and filling specific teacher shortages: "Fix student teaching." [Read more.](#)

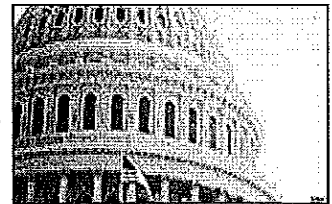
(Teacher Beat)

House Lawmakers Cast a Critical Eye on ESSA Oversight

At a hearing, Republicans and Democrats alike raise questions about whether the U.S. Department of Education is being consistent in its feedback to states on their Every Student Succeeds Act plans. [Read more.](#)

(Politics K-12)

• ESSA: How Strong Are State Plans on School Improvement?



Here Are 10 Policy Lessons Teachers Should Know

The founder of Teach-Plus shared 10 lessons for teachers who want to get involved in policymaking. Maybe the most important lesson: "If you're not at the table, you're on the menu." [Read more.](#)

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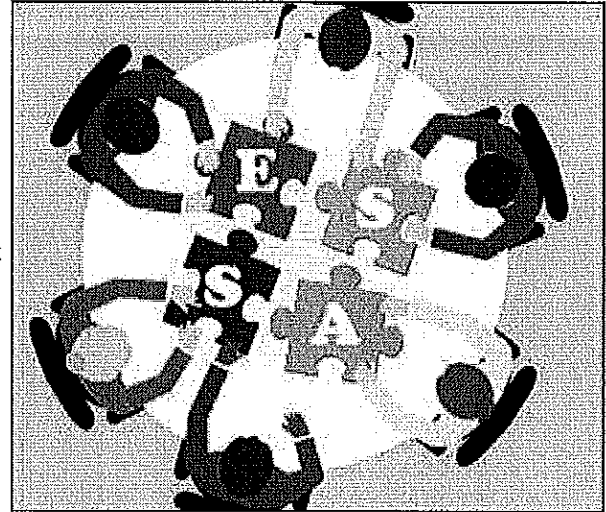
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= A States Bristle as DeVos Ed. Dept. Critiques Their ESSA Plans = A

The first round of federal feedback has some warning that federal officials are being too prescriptive in weighing how the states intend to put the Every Student Succeeds Act into effect. [Read more.](#)

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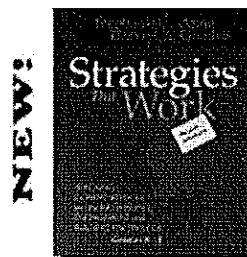


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Bill With More Than \$2 Billion in Teacher-Training Cuts Advances in House

The legislation would cut less from the U.S. Department of Education than President Donald Trump wanted, and now moves on to the full House of Representatives. [Read more.](#)

(Politics K-12)



COMMENTARY

= Are We Asking Enough of High School Graduates?

A High school graduation requirements are inconsistent and often lax, writes the national policy director of Students for Education Reform. = A [Read more.](#)
(*Education Week*)

Share of Girls Taking AP Computer Science Tests Grew in 2017

More than 111,000 students took the test in all, twice as many as the previous year, according to data released by Code.org. [Read more.](#)
(*Curriculum Matters*) = A

What Should Special Education Teachers Know and Be Able to Do?

Two education groups are encouraging teacher-preparation programs to build in "high-leverage practice" that will ultimately help the= Aacademic achievement of students with disabilities. [Read more.](#)
(*On Special Education*)



OPINION

The Search for Real-World STEM Problems

Challenging students with finding solutions to real-world problems will get them excited about science, technology, engineering, and math classes, writes Anne Jolly. [Read more.](#)
(*Teacher*)

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3 Things to Watch For in DeVos' Speech to ALEC

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Very Early Exposure to English Can Help ELLs Flourish, Study Finds

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How States Can Boost Science Learning, Thanks to ESSA

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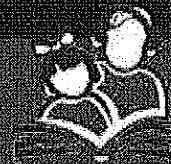
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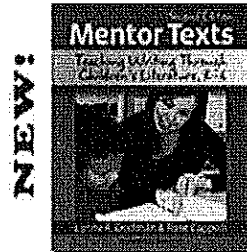


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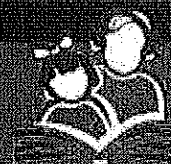
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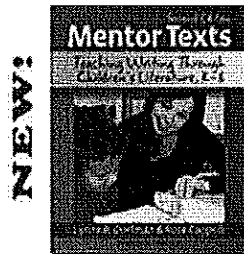
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<https://t.co/rqXtilVQBM>

Details | Retweet

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US Dept of Education usedgov

19 Jul

RT @fcpsnews: Check out the sights and sounds from yesterday's opening of the FCPS student art exhibit @usedgov. Artwork will be on display...

Details | Retweet

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GOVDELIVER

= 9

= 9

From: Education Week

Sent: Wednesday, August 9, 2017 2:00 AM

To: Derksen, Nick

Subject: EdWeek Update: Democrats Blast Betsy DeVos for Her Department's 'Hostility' to Civil Rights

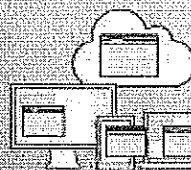
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Your daily education news and insight for August 9, 2017. View as web page.



Desktop-as-a-Service provides digital equity in classrooms



EDUCATION WEEK

EDWEEK UPDATE >

#MomsAsPrincipals Dispense Professional and Personal Wisdom

A group called Moms As Principals shares support and frank advice among female principals trying to balance the demands of running a school and raising their own children. = A [Read more.](#)



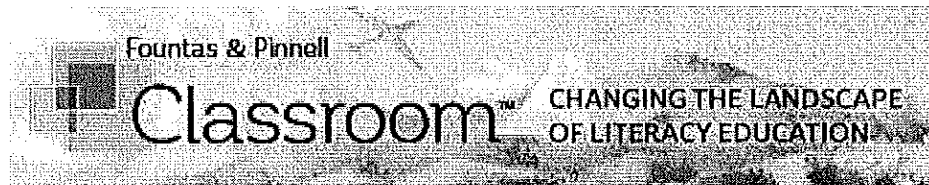
Share:



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= A

Advertisement



Democrats Blast Betsy DeVos for Her Department's 'Hostility' to Civil Rights

DeVos' approach to civil rights has become one of the most controversial parts of her work during her first six months on the job. [Read more.](#)

(Politics K-12)



= A

= A Minority Students Missing Out on Speech and Language Services, Study Finds

Compared to their white peers, black and Hispanic children are not receiving speech and language therapy at the same rate as similar white peers, which could set them up for academic problems later on, says new research. [Read more.](#)

(On Special Education)

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Becoming the Math Teacher You Wish You'd Had shows teachers how to make math class more like the playful, creative, and captivating experience mathematicians describe. Author Tracy Zager tackles big ideas and instructional decisions, drawing on years of work with amazing teachers from across the country. [Click here to preview the entire book!](#)

= A

= A **Massive Expansion of Arizona School Choice Program Could be Blocked**

A group that aims to halt the expansion says it has collected enough signatures for a petition to stop the new law from taking effect. [Read more.](#)
(Charters & Choice)



= A

= A **ESSA Point Man Jason Botel to Leave Education Dept. Post, Sources Say**

= A Acting Assistant Secretary of Elementary and Secondary Education Jason Botel may not hold that title much longer, sources say. [Read more.](#)
(Politics K-12)

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10 Strategies For Safety Success

School bus accidents, emergencies and tragedies remind us that we all have a great responsibility for safeguarding the lives of the students in our care. In this whitepaper, we lay out ten strategies your school district can employ to build a holistic safety culture, both in your district and in your community. [Download now!](#)

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ACT Invests in Venture Capital Firm, Cites Alignment on Ed Tech, Equity

(Marketplace K-12)

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(On Air: A Video Blog)

Conn. Budget Impasse Prompts School Delays, Layoffs, and Cutbacks

(Associated Press)

Mississippi Town Opens New Schools After Desegregation Deal

(Associated Press)

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(Teacher-Leader Voices) = A

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(Global Learning)

Create Mindful Rituals to Alleviate Stress

(Work in Progress)

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STEM Seals for High School Diplomas Aren't Enough

(Leadership 360)

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Teaching Literacy Skills to English-Language Learners (Video)

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(Prove It: Math and Education Policy)

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4. Teachers Spend Hundreds of Dollars a Year on School Supplies. That's a Problem. (Opinion)
5. Are You Helping Prepare Students for Jobs That Will Be Lost to Automation? (High School & Beyond)

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- + Middle School English Language Arts East Baton Rouge Parish School System, Baton Rouge, LA
- + Chief Turnaround Officer (Georgia State Board of Education) National Association of State Boards of Education, Atlanta, GA
- + ESS Inclusion Math = A East Baton Rouge Parish School System, Baton Rouge, LA
- + English, Science, Math, Social Studies, ESS, Spanish Teachers East Baton Rouge Parish School System, Baton Rouge, LA
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From: Andrew O. Brenner
Sent: Friday, August 11, 2017 7:50 PM
To: Lawlor, Allison
CC: Derksen, Nick; shawn.kasych@gmail.com
Subject: Alec

Did anyone contact our office about ALEC?

<http://plunderbund.com/2017/08/11/badass-teachers-hold-bad-state-legislators-feet-to-fire-over-alec/>

Andrew O. Brenner
State Representative (R-Powell)
Chairman, Ohio House Education & Career Readiness Committee

m: 740.602.5033
www.AndrewBrenner.com

Sent from my iPhone
Paid for by Brenner for Ohio

From: Brenner, Andrew
Sent: Friday, December 8, 2017 10:42 AM
To: Derksen, Nick
CC: Lawlor, Allison; Colleen.Grady@education.ohio.gov;
bradley.ingraham@education.ohio.gov
Subject: new doc 2017-12-08 12.40.36
Attachments: new doc 2017-12-08 12.40.36.pdf; ATT00001.txt

This is what is in today's ed task force at ALEC.

SB 235 – Utah’s Solution for Supporting Underperforming Schools

An example of legislative support to struggling schools through leadership and instructional transformation.

About SB 235*

Sponsored by Senate President Wayne Niederhauser and Representative Bradley Last, SB 235 was enacted in Utah on May 12, 2015 as an innovative three-year, pay-for-performance, public-private initiative to provide intensive, hands-on leadership development and instructional transformation to the lowest performing three percent of all schools in Utah.

Impact

After its second year (of three total years of funding), SB 235 created measurable improvements for 23 of the 25 “turnaround” schools.

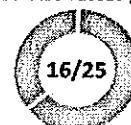
Shown meaningful
proficiency growth



Are no longer in lowest
performing 3 percent



Have improved by at
least one letter grade



Legislation Elements

Pay for performance

Strong accountability measures were put in place, and full funds were only disbursed if specific, measurable milestones were met

Public-private Partnership

Third-party support vendors were vetted by state and selected by schools

Leadership development

Emphasis was placed on professional development and coaching to school leaders and teachers to facilitating growth in schools

Background

Prior to SB 235, Utah’s legislature used school grading as its main accountability measure. As a follow-up to the bill and as an effort to uncover the most impactful support for schools, the Senate’s Education Committee convened leaders from schools that had improved their grade year over year. Leaders from previously failing schools cited three main elements that were key to transforming their schools:

- ① Outside experts that help implement evidence-based practices through deliberate practice
- ② Deep and persistent focus on increasing leadership capacity to train and retain leadership in schools and districts to be expert leaders and deep implementers
- ③ Root cause analysis to ensure solutions match the problems they are intended to solve

Utah’s Legislative Approach

The Utah Legislature is concerned about over-stepping its role in education and entering program-level discussions. However, Senator Niederhauser and Representative Last concluded that a failing school signifies a failure of the current governance structure. These education-focused legislators determined that the state legislature is duty-bound to provide specific, direct, and even programmatic support to failing schools. This legislation has a particularly large impact on struggling, rural schools and the kids that deserve expert help.

**SB 235 is under consideration as ALEC model legislation in the December 2017 Nashville annual meeting. Additionally, Senator Niederhauser (incoming ALEC president, 2019) has been asked to present SB 235’s success during the plenary session at the same annual meeting.*

Andrew O. Brenner
Sent from my iPhone

From: Derksen, Nick
Sent: Tuesday, December 12, 2017 3:47 PM
To: Brenner, Andrew
Subject: RE: new doc 2017-12-08 12.40.36

Thanks Chairman.

I will take a look at Utah's SB 235.

Best,

Nick
614-466-2361
Nick.Derksen@ohiohouse.gov

-----Original Message-----

From: Brenner, Andrew
Sent: Friday, December 08, 2017 1:42 PM
To: Derksen, Nick <Nick.Derksen@ohiohouse.gov>
Cc: Lawlor, Allison <Allison.Lawlor@ohiohouse.gov>; Colleen.Grady@education.ohio.gov;
bradley.ingraham@education.ohio.gov
Subject: new doc 2017-12-08 12.40.36

This is what is in today's ed task force at ALEC.

From: Brenner, Andrew
Sent: Wednesday, December 13, 2017 10:39 AM
To: Derksen, Nick
CC: Lawlor, Allison; Colleen.Grady@education.ohio.gov;
bradley.ingraham@education.ohio.gov
Subject: Fwd: Legislative Toolkit - Making School Turnaround a Reality in Your State

From last week.

Andrew O. Brenner
Sent from my iPhone

Begin forwarded message:

From: Trent Kaufman <tkaufman@cicerogroup.com>
Date: December 12, 2017 at 6:51:54 PM EST
To: "andrew.brenner@ohiohouse.gov" <andrew.brenner@ohiohouse.gov>
Subject: Legislative Toolkit - Making School Turnaround a Reality in Your State

Dear Representative Andrew Brenner:

Thank you for your support last Friday at lunch plenary session on SB235 where Senator Wayne Neiderhauser (UT) and I shared the immense success of Utah's school turnaround bill. I look forward to continuing the conversation on how we can bring this reality to Ohio.

As I discussed in my presentation, we have seen a ton of momentum and positive outcomes with turnaround legislation, and it is all made possible by legislators like yourself who see the vision, and act to make it a reality.

To make this happen in Ohio, I would love to set up a call or meeting in the next few weeks to strategize how we can make school turnaround legislation a part of your legislative agenda, and get it passed. Second, as mentioned in my speech, we have developed a **School Turnaround Legislative Toolkit** to help get you started in drafting and gaining support for the bill. The kit includes:

- ALEC Model Legislation for developing a School Turnaround Bill
- SB235: Utah's School Turnaround Bill as signed by Utah Governor Gary Herbert
- Fast Facts to develop an Op-ed or position paper supporting school turnaround legislation
- Tips on writing a school turnaround Op-Ed for local media outlets

- Information on School Turnaround Support Partner, Ed-Direction (www.eddirection.com)

To access the School Turnaround Legislative Toolkit just click [here](#)

Please let me know a few date/times over the coming weeks to discuss how we can best help you get this important legislation passed in Ohio and we will send an invite to connect. Look forward to meeting with you.

Thanks!

Dr. Trent Kaufman, CEO

Trent E. Kaufman

Author of *The Transparent Teacher* and *Collaborative School Improvement*
Education Direction | A Cicero Group Company

tkaufman@eddirection.com

P: 801-456-6767

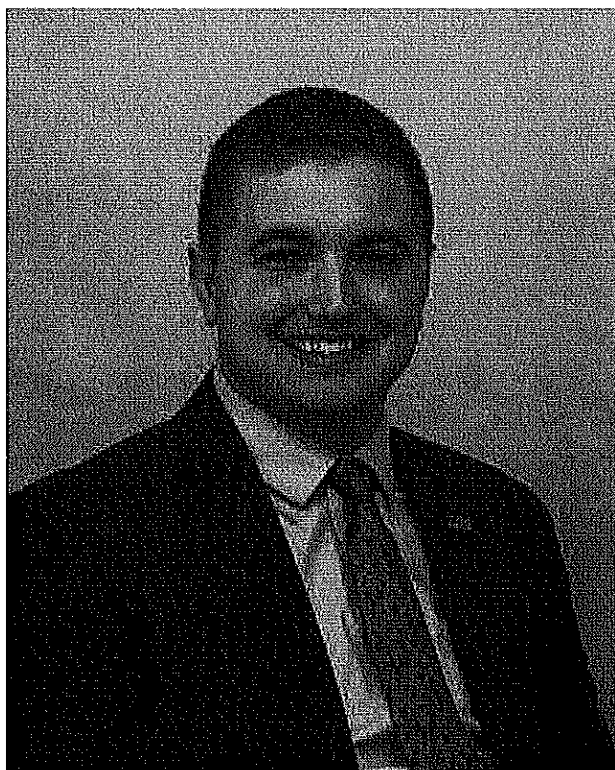
www.eddirection.com

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From: Fleck, Craig
Sent: Friday, June 22, 2018 12:42 PM
To: GOP_All
Subject: New GOP Additions

WELCOME

When you get a free minute, please make sure to introduce yourself and welcome the newest members of our team.



Tyler Herrmann, Deputy Legal Counsel / Policy Advisor

Tyler is from Harrison, Ohio and holds a Juris Doctorate from the University of Cincinnati and a Political Science degree from Wright State University. Tyler served in the United States Air Force as an Operations Intelligence Analyst NCO and currently serves as a JAG Attorney for the United States Army. He currently presides as the Chairman for the Ohio Chapter of the Republican National Lawyers Association, and as the Treasurer for the Cap City Young

Republicans. Tyler transferred to the House from the Attorney General's Office where he served as an Assistant Attorney General within the Executive Agencies Section.

James Kennedy, LA Merrin



James is from Palm City, Florida and an alum of Florida, Atlantic University where he graduated with a degree in Political Science. While in college he had the opportunity to serve as a Tax and Fiscal Policy Intern for the American Legislative Exchange Council (ALEC). James has an extensive research background serving as a Legal Research Analyst Intern for the Buckeye Institute and as a Political-Military Analyst Intern for the Hudson Institute. Prior to arriving to the House, he served as a Legislative Assistant for the Tennessee Legislation Service in Nashville. In James' free time, he enjoys collecting sports memorabilia and claims to have personally met nearly every

major league baseball
superstar.

Lauren Reid, LA Butler



Lauren is from Madison, Connecticut, and recently graduated from the University of Dayton with degrees in Criminal Justice and Political Science with a minor in Spanish. While at Dayton, she served as a Statehouse Civic Scholar, where she was assigned an internship working for the Governor's communication team. Lauren had the unique experience of traveling to Segovia, Spain, where she participated in a four-week immersion program. During the winter months whenever she gets the opportunity, she enjoys to snowmobile.

Craig Fleck

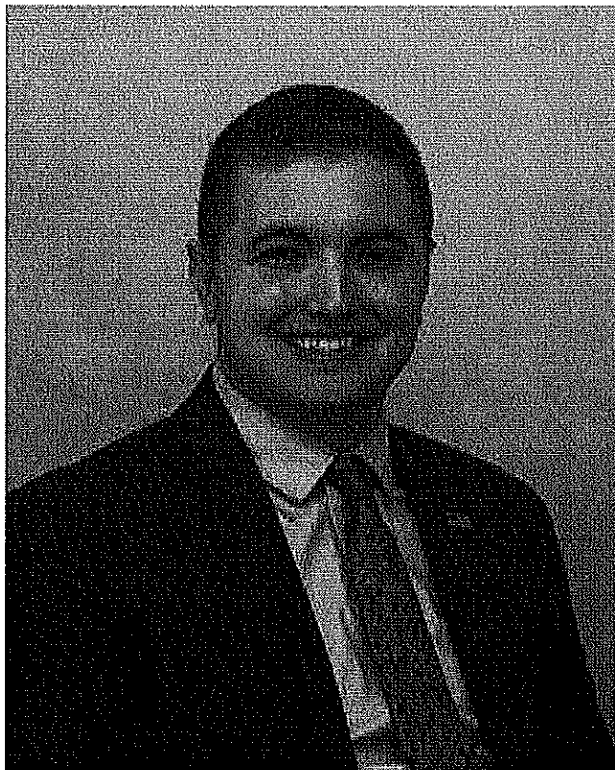
Deputy Administrative Officer
Ohio House of Representatives
77 South High Street, 12th Floor

Columbus, Ohio 43215
Cell: 440.376.6098
Office: 614.466.2175
Craig.fleck@ohiohouse.gov

From: Fleck, Craig
Sent: Friday, June 22, 2018 12:42 PM
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Subject: New GOP Additions

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Office: 614.466.2175

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Craig Fleck

Deputy Administrative Officer
Ohio House of Representatives
77 South High Street, 12th Floor

Columbus, Ohio 43215

Cell: 440.376.6098

Office: 614.466.2175

Craig.fleck@ohiohouse.gov

From: Flasher, Kim
Sent: Friday, July 13, 2018 12:19 PM
To: House All
Subject: Legislative Conferences and Travel
Attachments: Travel Request Form.docx

Memo to: All House Members

From: Speaker Ryan Smith

Date: July 13, 2018

Re: Legislative Conferences Annual Meetings

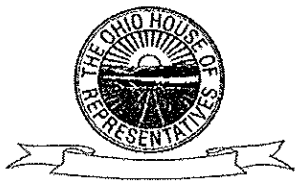
As you may know, the Ohio General Assembly pays dues to several National Legislative Conferences such as NCSL, CSG, and ALEC. As these organizations begin holding their annual meetings, several of you may be interested in attending.

In the past, the House has allowed a limited number of Members to attend with a set expenditure reimbursement from the State permitted. This year, the House will approve any Member who would like to attend ONE national meeting and will cover the conference registration fees. The Member is liable for all remaining expenses. Such expenses may be covered through personal or campaign funds.

It is advised that you consult with your caucus Legal Counsel before utilizing campaign funds toward any travel.

If you would like to register for one of the annual meetings, please complete the attached "Request for Travel Form" and return it to Kim Flasher in the Administrative Office.

If you have any questions, please feel free to contact me or Kim. Thank you.



TRAVEL REQUEST FORM

Traveler _____ Today's Date _____

*I have attached a copy of the conference Itinerary and associated registration fees
for review.*

Conference _____

Conference

Location _____

—

Date Conference Begins _____ Date Conference Ends _____

Request to travel approved:
by:

Expenses to be reimbursed

Representatives
Kim Flasher, Chief Administrative Officer

House of

Service Commission
Date

Legislative

From: Ingram, Catherine
Sent: Friday, July 13, 2018 1:31 PM
To: Flasher, Kim; House_All
Subject: Re: Legislative Conferences and Travel

Is this message in regard to only the annual meeting or does it also refer to any other event sponsored by said organizations?

Sent from my T-Mobile 4G LTE Device

----- Original message -----

From: "Flasher, Kim" <Kim.Flasher@ohiohouse.gov>
Date: 7/13/18 3:18 PM (GMT-05:00)
To: House_All <House_All@ohiohouse.gov>
Subject: Legislative Conferences and Travel

Memo to: All House Members

From: Speaker Ryan Smith

Date: July 13, 2018

Re: Legislative Conferences Annual Meetings

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If you have any questions, please feel free to contact me or Kim. Thank you.

From: Flasher, Kim
Sent: Friday, July 13, 2018 6:53 PM
To: Ingram, Catherine
CC: House_All
Subject: Re: Legislative Conferences and Travel

Representative Ingram,

Thank you for the question. This applies to all travel.

Have a good weekend,

Kim

Sent from my iPhone

On Jul 13, 2018, at 4:31 PM, Ingram, Catherine <Catherine.Ingram@ohiohouse.gov> wrote:

Is this message in regard to only the annual meeting or does it also refer to any other event sponsored by said organizations?

Sent from my T-Mobile 4G LTE Device

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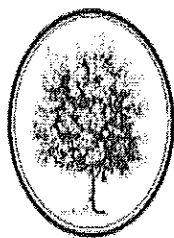
If you have any questions, please feel free to contact me or Kim. Thank you.

From: The Buckeye Institute

Sent: Tuesday, January 10, 2017 1:45 PM

To: Derksen, Nick

Subject: Have you heard the one about the Buckeye lawyers who fought city hall?*



THE BUCKEYE INSTITUTE

Contact: Daniel Dew, Criminal Justice Fellow
(614) 224-4422 or Daniel@BuckeyeInstitute.org

FOR IMMEDIATE RELEASE
January 10, 2017

*Don't take city hall literally in this case. Your Buckeye Institute is actually taking on the entire federal government. And, unfortunately, this isn't a punch line to a bad lawyer joke either!

The Buckeye Institute Files Prominent Brief in U.S. Supreme Court to Protect First Amendment Rights--Vows to Fight Attempts to Silence Free Speech at All Costs

COLUMBUS, OHIO--On Tuesday, The Buckeye Institute filed a legal brief with the United States Supreme Court in an all-out legal battle to keep you, our dear friends/investors/supporters, off a government list.

Besides our inherent distaste for government lists on principle, the particular list at issue here violates your First Amendment rights. This list will be used to intimidate you for partnering with Buckeye and other organizations of your choosing.

Here is the backstory: the federal government is going after one of our sister think tanks--Independence Institute in Colorado--and trying to compel it to produce its donor list. Those of you who have been with Buckeye for a while know that our own response to the same

inquiry by IRS agents was a pretty forceful "not one damn name" during our own politically-motivated audit 3 years ago.

We didn't give a single name from our list to the government then, and we aren't about to stand by while the government tries to force our good friends in Colorado doing solid policy work there to give in either.

In fact, The Buckeye Institute joined with State Policy Network to lead the coalition of 24 state-based policy organizations in fighting this unconstitutional effort to erode your ability to speak freely and give in privacy to the causes and organizations you believe in.

The government claims that because an ad by Independence Institute referenced specific candidates within 60 days of the election, the Bipartisan Campaign Reform Act requires Independence Institute to disclose its entire list of donors to the government.

After all, the government would never misuse or abuse a list of people who donate to a cause with which it disagrees, *right?* Unfortunately, at The Buckeye Institute we know all too well what the government can do with a list (*cough, ahem, Lois Lerner, cough*).

501(c)(3) organizations, like yours truly here, are limited by IRS rules and regulations from advocating for or against political candidates. However, when educating the public on good and bad policy, it is nearly impossible to do so without mentioning the names of those who make the good or bad policies into law.

The ad in question did not advocate for or against any candidates; it just referenced them by name.

Anonymity is a pillar of free speech that your Buckeye Institute will continue to fight for. Without anonymity or privacy, an oppressive majority can intimidate people and organizations into silence--a hallmark of tyranny.

At Buckeye, we will continue to do everything in our power to keep you off of a government list for exercising your God-given and constitutionally recognized right to free

speech. Your support of The Buckeye Institute or any other causes you believe in is your own business, and we will not report your donation to the government. (Remember the media shock at the number of people who voted for Trump? There is a good reason we have secret ballots and don't make it public record whom you supported for president either.)

If you'd like to read our awesome brief in full, be forewarned. While our amazing attorney-in-chief and president Robert Alt swears it is a page-turner, we would strongly advise you to have some coffee first. It was written by some impressive legal minds representing you extraordinarily well at the highest court in the land, and we just want you to have the energy necessary to stick with it to the end. We aren't Alabama around here. We finish strong. Enjoy!

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BACKGROUND: Founded in 1989, The Buckeye Institute is an independent research and educational institution--a think tank--whose mission is to advance free-market public policy in the states.

The Buckeye Institute is a non-partisan, non-profit, and tax-exempt organization, as defined by section 501(c)(3) of the Internal Revenue code. As such, it relies on support from individuals, corporations, and foundations that share a commitment to individual liberty, free enterprise, personal responsibility, and limited government. The Buckeye Institute does not seek or accept government funding.

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